

CERTIFICATE OF EFS FILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on January 26, 2010:

Name: Sheryl L. Hutchings

Signature: Sheryl L. Hutchings

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Stephen F. Smith et al.

Appln. No.: 10/750,432

Filed: December 31, 2003

For: HYBRID SPREAD
SPECTRUM RADIO
SYSTEM

Attorney Docket No: 13489/056

Examiner: Burd, Kevin Michael

Art Unit: 2611

Confirmation No.: 1772

**REQUEST FOR RECALCULATION OF PATENT TERM
ADJUSTMENT DETERMINATION**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Director:

Pursuant to 37 CFR 1.705, Applicant respectfully requests the Office to recalculate the patent term adjustment to which the Applicant is entitled for the above-identified patent application. In particular, Applicant requests the Office to consider the effect of the abandonment event of May 20, 2008, until the revival of the application on October 21, 2008.

Should the director deem a telephone conference be beneficial in resolving this matter, Applicant invites the Office to call the undersigned attorney at the telephone number listed below.

Respectfully submitted,



Karl F. Horlander
(Reg. No. 63,147)

January 26, 2010

Date

BRINKS HOFER GILSON & LIONE
Customer No. 80614
(317) 636-0886